

Information or instructions: Request for findings of fact and conclusions of law

PREVIEW

1. The purpose of a request for findings of fact and conclusions of law is to give the appellant a clear idea of the material elements that support the judgment rendered by the court.
2. In a non jury trial, special issues are not formulated. Therefore, the request for findings of fact and conclusions of law takes the place of special issues which would have been submitted to the jury.
3. The request should be filed prior to the expiration of 30 days from the date the judgment is signed or the date the motion for new trial is overruled.
4. Frequently, the prevailing party's counsel will draft the request for findings of fact and conclusions of law which both counsel may review before it is submitted to the Judge for final approval.

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Form Request for findings of fact and conclusions of law

CAUSE NUMBER _____

[Name],
PLAINTIFF

IN THE DISTRICT COURT
OF [NAME], COUNTY, TEXAS

vs.

[Name],
DEFENDANT

THIS DOCUMENT

[Number], JUDICIAL DISTRICT

REQUEST FOR FINDINGS OF FACT AND CONCLUSIONS OF LAW

_____, "Appellant," makes this Motion to the Trial Court for Findings of Fact and Law in the above referred and numbered cause. In support of this motion, [Name of appellant] , shows as follows:

1. The above captioned cause came on for trial before the Court without a jury on [Date]. All parties and their attorneys were present. After considering the pleadings, the evidence, the argument and briefs from counsel, the Court rendered its decision to grant a Judgment in favor of [Name of prevailing party].

THANK YOU

2. [Name of appellant] requests for findings of fact and conclusions of law the following:

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FINDINGS OF FACT

1. [Specify desired findings of fact in numbered paragraphs.]

PREVIEW
CONCLUSIONS OF LAW

1. [Specify desired conclusions of law in numbered paragraphs.]

2. The Appellant would show the Court that the thirty (30) days have not expired since the Final Judgment or the overruling of 's Motion for New Trial on [Date].

Respectfully Submitted,

PLEASE DO NOT COPY
[Law Firm Name]

By _____

[Attorney's Name]

Attorney for [Plaintiff, Defendant or Movant]

[Attorney's Address]

[Telephone Number]

[Facsimile Number]

[Card Number]

THIS DOCUMENT

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing pleading or document has been served upon all attorneys of record and any parties who are not represented by an attorney on _____.

Attorney for: [Other attorney's client's name]

Attorney's name: [Other attorney's name]

Attorney's address [Other attorney's address]

Type of Service:

THANK YOU

___ U.S. Mail, Certified Return Receipt Request No. _____

___ U.S. Mail, First Class.

___ Hand delivery by [name of delivery service]: _____

___ Facsimile transmission to _____ [fax number] before 5 p.m.

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[Attorney's signature]

PREVIEW

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THANK YOU

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